

**City of Pomona
Successor Agency Oversight Board
Regular Meeting
February 14, 2013
1:30 p.m.**

Pomona City Council Chambers

505 S. Garey Avenue, Pomona

Board Members Present

Carrie Sutkin, Chair
Leslie Barnes, Board Member
Mike Gregoryk, Board Member
Bruce Saito, Board Member

Board Members Absent

Elliott Rothman, Vice Chair
Alfa Lopez, Board Member
Gerry Hertzberg, Board Member

Staff Members Present

Linda Lowry, City Manager
Andrew Jarrod, Assistant City Attorney
Teresa L. Highsmith, Oversight Board Legal Counsel
Paula Chamberlain, Director of Finance
Raymond Fong, Deputy City Manager
Pamela Perkins, Acting City Clerk

1. CALL TO ORDER

A) Roll Call by the Deputy City Clerk

The Roll Call was taken by the Acting City Clerk.

B) Pledge of Allegiance

The Pledge of Allegiance was led by Board Member Saito.

2. PUBLIC COMMENT

There was no public comment.

3. APPROVAL OF MINUTES

- (A) Special Meeting of September 13, 2012**
- (B) Special Meeting of October 4, 2012**
- (C) Regular Meeting of October 11, 2012**
- (D) Regular Meeting of November 8, 2012**

On motion of Board Member Gregoryk, seconded by Board Member Saito, carried by unanimous vote of the members present (4-0-3-0) Vice Chair Rothman, Board Member Lopez, and Board Member Hertzberg absent, the Board approved the minutes of September 13, 2012, October 4, 2012, October 11, 2012, and November 8, 2012.

4. ADOPTION OF A RESOLUTION APPROVING AN AMENDMENT TO THE RECOGNIZED OBLIGATION PAYMENT SCHEDULE (ROPS) FOR THE PERIOD OF JANUARY 1, 2013 THROUGH JUNE 30, 2013.

Finance Director Chamberlain informed the Board that on December 18, 2012, the Successor Agency received approval from the Department of Finance (DOF) to pay enforceable obligations in the amount of \$11,576,659. However, the County of Los Angeles stated it only had \$4,373,942 available for remittance to the Successor Agency (SA). Ms. Chamberlain added that the County contacted the DOF on behalf of the SA to investigate the discrepancy.

The County informed the SA that they should include the Southwest Project Area grant agreement in the amount of approximately \$3.9 million on the Recognized Obligation Payment Schedule (ROPS) for the period of January 1, 2013 through June 30, 2013. Ms. Chamberlain added that the County informed the SA that the DOF would not accept the revised ROPS with the project area grant. However, Los Angeles County Counsel did make the decision to send the \$3.9 million to the SA and requested the SA revise the ROPS and send the approved revised ROPS as soon as possible to the DOF. Deputy City Manager Fong clarified that although the County provided the additional \$3.9 million, the SA is still short approximately \$1.4 million; and they are hoping that the proceeds from the disposition of properties will help reduce the deficit.

Chair Sutkin asked if it was possible for the SA to reduce any of the enforceable obligations. Ms. Chamberlain responded that there may be a few obligations related to property assessments that can be reduced because if a property is sold, it will not require an assessment.

On motion of Board Member Gregoryk, seconded by Board Member Saito, carried by unanimous vote of the members present (4-0-3-0) Vice Chair Rothman, Board Member Lopez, and Board Member Hertzberg absent, adopted Resolution No. OB 2013-1 approving the Amended Recognized Obligation Payment Schedule for the period January 1, 2013 to June 30, 2013 (ROPS3).

5. ACCEPTANCE OF INDEPENDENT ACCOUNTANT'S REPORT ON APPLYING AGREED-UPON DUE DILIGENCE REVIEW PROCEDURES-ALL OTHER FUNDS

Director Chamberlain stated that the Agreed Upon Due Diligence Review Procedures of All Other Funds (DDR) concluded that there was no money available to turn over to the State. She added that the Successor Agency did not make any improper transfers and once the DDR is approved at the next meeting, it will be submitted to the Department of Finance.

Ms. Chamberlain opened the public comment session. It was noted that no members of the public were present.

On motion of Board Member Saito, seconded by Board Member Barnes, carried by unanimous vote of the members present (4-0-3-0) Vice Chair Rothman, Board Member Lopez, and Board Member Hertzberg absent, accepting the Independent Accountant's Report on Applying Agreed-Upon Due Dilligence Review Procedures-All Other Funds.

6. DEPARTMENT OF FINANCE COMMUNICATIONS

Director Chamberlain provided verbal report and stated that the only communication with the Department of Finance (DOF) was on February 4, 2013, for the Meet and Confer regarding the Due Diligence Review of Housing Assets. Director Chamberlain added that the Successor Agency has submitted additional information requested by the DOF and are currently awaiting a response.

Deputy City Manager Fong disseminated a Long Range Property Management Plan (LRPMP) Draft Outline and provided an overview of the suggested topics to be included in the LRPMP. Deputy City Manager Fong added that a final approved plan cannot be submitted to the DOF until they issue a Notice of Completion and due to the City's lack of resources, the report will be completed by City staff.

Chair Sutkin suggested that Successor Agency staff take into consideration financial strategies utilizing the fair-market value before transferring any property.

Deputy City Manager Fong agreed that the objective of the Successor Agency is to enhance their financial position, and they are not planning on transferring any property without any financial gain.

The report was received and filed by consensus of the Board.

7. FUTURE AGENDA ITEMS

The following items were requested to be placed on the next agenda:

- Approval of the Agreed-Upon Due Diligence Review Procedures-All Other Funds.
- Approval of the Recognized Obligation Payment Schedule for the period of July 1, 2013 through December 31, 2013.

8. ADJOURNMENT

The meeting was adjourned at 2:08 p.m. The next meeting is scheduled for February 28, 2013 at 1:30 p.m. in the City Council Chambers, 505 South Garey Avenue, Pomona.

Pamela L. Perkins, Acting City Clerk

ATTEST:

Carrie Sutkin, Chairperson